

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

WILLIS F. WILLIAMS,)	CASE NO. 1:06 CV 2205
)	
Petitioner,)	JUDGE PATRICIA A. GAUGHAN
)	
v.)	
)	<u>ORDER OF TRANSFER</u>
JULIUS WILSON,)	
)	
Respondent.)	

On September 13, 2006, petitioner Willis F. Williams filed this action for habeas corpus under 28 U.S.C. § 2254. For the reasons stated below, this action must be transferred to the United States Court of Appeals for the Sixth Circuit.

A second or successive motion under section 2254 may not be filed without leave from the appropriate court of appeals. 28 U.S.C. § 2244(b) (3). This is at least the second petition filed by Williams in this court challenging his June 1979 convictions for aggravated murder and aggravated robbery. A previous petition was dismissed on the merits, see, Case No. 1:84 CV 2254, and the dismissal was affirmed on appeal. Williams v. Marshall, No. 87-3122, 1987 WL 38719 (Oct. 16, 1987).

Accordingly, pursuant to In re Sims, 111 F.3d 45 (6th Cir. 1997), this action is hereby transferred to the United States

Court of Appeals for the Sixth Circuit.

IT IS SO ORDERED.

/s/ Patricia A. Gaughan

PATRICIA A. GAUGHAN

UNITED STATES DISTRICT JUDGE

Dated: 11/6/06